

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Joel Myerson

Serial No.: 10/785,621

Examiner: James S. Ketter

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Group Art Unit: 1636

Title: Increasing Ionization Efficiency in Mass Spectrometry

COMMISSIONER FOR PATENTS
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Alexandria VA 22313-1450

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RESPONSIVE TO A DOUBLE PATENTING REJECTION

Sir:

Petitioner, Agilent Technologies Inc., is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Patent No. 6,716,634 to Agilent Technologies Inc., which issued on April 6, 2004 and is commonly owned by Applicant. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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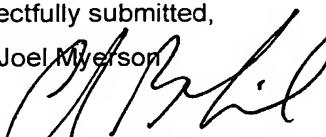
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Respectfully submitted,

By

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Date: 1/20/06

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